

1 UNITED STATES BANKRUPTCY COURT

2 SOUTHERN DISTRICT OF NEW YORK

3 Case No. 05-44481(RDD)

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5 In the Matter of:

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7 DPH HOLDINGS CORP., ET AL.,

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9 Debtors.

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13 U.S. Bankruptcy Court

14 300 Quarropas Street

15 White Plains, New York

16

17 January 24, 2013

18 10:00 AM

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20 B E F O R E :

21 HON ROBERT D. DRAIN

22 U.S. BANKRUPTCY JUDGE

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1 Hearing re: Notice of Agenda Proposed Fifty-Ninth Claims

2 Hearing Agenda

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4 Hearing re: Notice of Agenda Proposed Eighty-First Omnibus

5 Hearing Agenda

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7 Hearing re: Motion to Allow Motion of DPH Holdings Corp.

8 for Final Decree and Order Pursuant to 11 U.S.C. 350(a),

9 Fed. R. Bankr. P. 3022, and Local R. Bankr. P. 3022-1

10 Closing Chapter 11 Cases of Two Filings Debtors

11

12 Hearing re: Hearing Of Sufficiency Hearing With Respect To

13 Debtors Objection To Proofs Of Administrative Expense Claim

14 Number 19716

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16 Hearing re: Hearing Of Sufficiency Hearing With Respect To

17 Reorganized Debtors Objection To Proof of Administrative

18 Expense Claim Number 19715

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25 Transcribed by: Dawn South

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15 BY DAVID DEVINE, ESQ. (TELEPHONIC)

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1 P R O C E E D I N G S

2 THE COURT: In re: DPH Holdings. Do I have a
3 couple people on the phone?

4 MR. DEVINE: David Devine from Butzel Long on
5 behalf of DPH.

6 THE COURT: Good morning.

7 MR. DEVINE: Good morning. Are we being joined by
8 anybody else, do you know?

9 MR. CHIAPPETTA: Yes, this is Louis Chiappetta,
10 Skadden, Arps on behalf of the DPH.

11 THE COURT: Okay.

12 MR. CHIAPPETTA: I'm just making myself available
13 if the Court had any question.

14 THE COURT: Okay. Good morning. I don't think
15 we're expecting anyone else. There was no opposition to
16 this motion, the U.S. Trustee is not present and didn't ask
17 to participate by phone.

18 So as far as the agenda is concerned on the
19 omnibus hearing we have the motion to close the two cases
20 for Delphi Diesel and Delphi Technologies?

21 MR. CHIAPPETTA: That's correct, Your Honor.

22 THE COURT: Okay. Anything to add to what's set
23 forth in the motion?

24 MR. DEVINE: No, Your Honor, we've spoken with the
25 U.S. Trustee, the U.S. Trustee has given their approval for

1 us to proceed with the case closing motions.

2 As we put in our papers, there are no motions of
3 contested matters or adversary matters affecting these two
4 debtors.

5 THE COURT: Okay.

6 MR. DEVINE: So we're happy to answer any questions
7 the Court has, but other than that we leave it to the Court.

8 THE COURT: Okay. No, I don't have any questions.

9 So I'll enter an order closing the case and you
10 can email that to chambers in each case.

11 MR. DEVINE: Thank you very much, Your Honor.

12 THE COURT: Okay.

13 MR. DEVINE: And I don't know -- we did have that
14 proposed order attached to --

15 THE COURT: Yeah, that's fine.

16 MR. DEVINE: -- our motion papers. Okay.

17 THE COURT: You can just -- you can email that, we
18 need it in electronic form so we can enter it on the docket.

19 MR. DEVINE: Perfect. We will do that today.

20 THE COURT: Are you -- this is completely
21 unrelated. Are you working on the various adversaries, the
22 preference adversaries?

23 MR. DEVINE: We are, Your Honor.

24 THE COURT: No, but I mean you personally?

25 MR. DEVINE: Yes.

1 THE COURT: Okay. I just had a question. You
2 know, I've been periodically entering order on consent
3 dismissing various adversary proceedings, and this is really
4 a matter of just my curiosity more than anything else.

5 MR. DEVINE: Sure.

6 THE COURT: Are those orders preceded by any sort
7 of settlement or are they just being dismissed?

8 MR. DEVINE: No, those orders have been preceded
9 by an agreement between the parties.

10 THE COURT: Okay. So the parties have -- this is
11 then in many cases, if not all of them, the last step in
12 completing the agreement.

13 MR. DEVINE: Correct, Your Honor.

14 THE COURT: Okay. All right. I -- and as I
15 recall the plan doesn't require there to be any approval
16 motion for these types of settlements unless they're above
17 a --

18 MR. DEVINE: That's correct.

19 THE COURT: -- unless they've above a certain
20 dollar amount.

21 MR. DEVINE: That is my understanding, Your Honor.

22 THE COURT: Okay. All right. Just wanted a
23 reality check there. All right. Thanks.

24 MR. DEVINE: All right, thank you very much.

25 THE COURT: Thanks very much.

1 MR. DEVINE: Okay.

2 THE COURT: Bye bye.

3 MR. DEVINE: Thanks.

4 (Whereupon these proceedings were concluded at 10:03
5 AM)

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C E R T I F I C A T I O N

I, Dawn South, certify that the foregoing transcript is a
true and accurate record of the proceedings.

AAERT Certified Electronic Transcriber CET**D-408

Veritext

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Date: January 28, 2013